



Uptown Agencies Limited v Kiambu County Government & another (Environment & Land Case 2 of 2023) [2023] KEELC 17963 (KLR) (2 February 2023) (Ruling)

Neutral citation: [2023] KEELC 17963 (KLR)

**REPUBLIC OF KENYA
IN THE ENVIRONMENT AND LAND COURT AT THIKA
ENVIRONMENT & LAND CASE 2 OF 2023
BM EBOSO, J
FEBRUARY 2, 2023**

BETWEEN

UPTOWN AGENCIES LIMITED PLAINTIFF

AND

KIAMBU COUNTY GOVERNMENT 1ST DEFENDANT

**KAHAWA SUKARI RESIDENTS & PLOT OWNERS WELFARE ASSOCIATION
(REPRESENTED SAMUEL MWANIKI WAITHAKA, EDWARD KIGANJO,
MICHAEL MWITI & JOSEPH KARIUKI) 2ND DEFENDANT**

RULING

- 1 In the absence of any opposition to the withdrawal, the plea is granted. This suit is marked withdrawn
2. On costs, the applicable principle is contained in section 27 of the [Civil Procedure Act](#). The principle is that cost follow the event. The two defendants filed notices of appointment and responded to the application. In the circumstances, they are entitles to costs. The plaintiff will bear costs of the suit. Parties to agree on the quantum. In default the same to be taxed by the taxing officer of the court.

B M EBOSO

JUDGE - 2/2/2023

